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Registry No. 267-03

NATIONAL RECOVERY ADMINISTRATION

PROPOSED CODE OF FAIR COMPETITION

FOR THE

SILK TENNIS STRING
INDUSTRY

AS SUBMITTED ON AUGUST 29, 1933



The Code for the Silk Tennis String Industry
in its present form merely reflects the proposal of the above-mentioned
industry, and *none of the provisions contained therein are
to be regarded as having received the approval of
the National Recovery Administration
as applying to this industry*

UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON : 1933

CODE OF FAIR COMPETITION FOR THE SILK TENNIS STRING INDUSTRY

THE NATIONAL ASSOCIATION OF SILK TENNIS STRING MANUFACTURERS

100 Boylston Street, Boston

SECTION I. To affectuate the policy of Title 1 of the National Industrial Recovery Act, during the period of the emergency, by reducing and relieving unemployment, improving the standards of labor, eliminating competitive practices destructive of the interest of the public, employee and employers, relieving the disastrous effects of over-capacity, and otherwise rehabilitating the Silk Tennis String Industry and by increasing the consumption of industrial and agricultural products by increasing purchasing power, and in other respects the following provisions are established as a Code of Fair Competition for the Silk Tennis String Industry.

SEC. II. *Definitions.*—The term “Silk Racket String” as used herein is defined to mean all strings for such racket games as tennis, squash, badminton, etc., with a body or core made from silk yarns or any material other than animal intestines.

The term “Silk Tennis String Industry” is defined to mean the manufacture and/or production of Silk Racket Strings.

The term “employees” as used shall include all persons employed in the manufacture of silk racket strings.

The term “productive machinery” as used herein is defined to mean polishing, breaking, winding, and other necessary machinery generally used in the manufacture of silk racket strings.

SEC. III. *Labor provisions.*—Since silk racket strings are manufactured chiefly from silk yarns, a textile product, the Silk Tennis String Industry will be bound by the minimum wage and weekly hours of employment requirements of the general Code of the Cotton Textile Industry as approved by the President on July 8th, 1933. To effectively apply to the Silk Tennis String Industry, the letter and spirit of Section 7 of the National Industry Recovery Act, it is a stipulation of this Code that—

(a) Employees shall have the right to organize and bargain collectively through representatives of their own choosing, and shall be free from all interference, restraint, or coercion of employers of labor, or their agents, in the designation of such representatives, or in self-organization or in other concerted activities for the purpose of collective bargaining or other mutual aid or protection;

That no employee and no one seeking employment shall be required as a condition of employment to join any company union or to refrain from joining, organizing, or assisting a labor organization of his own choosing.

That employers shall comply with the maximum hours of labor, minimum rates of pay, and other conditions of employment, approved or prescribed by the President of the United States.

(b) On and after the effective date employers in the Silk Tennis String Industry shall not employ any minor under the age of sixteen (16) years for any manufacturing operation.

(c) On and after the effective date of this Code, the minimum wage that shall be paid by employers in the Silk Tennis String Industry to any of their employees shall be at the rate of \$13.00 per week. This minimum wage for employees in the Northern section of the Cotton Textile Industry will be paid by ALL manufacturers of silk racket strings.

(d) On and after the effective date, employers in the Silk Tennis String Industry shall not operate on a schedule of hours of labor for their employees in excess of forty (40) hours per week.

SEC. IV. *Trade practices.*—(a) No manufacturer shall sell, or offer for sale, any product at a price below cost of Production and Distribution plus 10%. Also for the purpose of this Code, when marked disparity exists between the claimed costs of several manufacturers, what is statistically known as the "mode", the cost applying to the major portion of production within the Industry shall prevail.

(b) In order to better distribute employment and to prevent over-production capacity, nothing in this Code shall prevent one member of this Association from selling to another member of the organization at prices mutually agreed upon, providing such sales are made at prices not less than factory costs and further providing that the purchasing member complies with the provisions of this Code when reselling said merchandise.

(c) Mill ends, dropped lines, or surplus stocks which must be converted into cash may be sold at such prices as are necessary, provided such merchandise shall be sold at a price not less than the cost of raw material plus direct labor. The total of all such sales, with the lowest unit price indicated, shall be reported to the Secretary within the first ten days of the month following.

(d) It will be considered as Unfair Competition to refuse to sell one class of product or item to a customer unless the purchaser will also purchase other products or items made or sold by the same manufacturer; or to sell such other products at reduced prices or on special terms or under special conditions given to induce the buyer to purchase such other different classes of articles. Each manufacturer shall sell each different line of merchandise independently, and shall not cut the price on one with the provision that other lines be purchased, nor shall a purchaser be required to purchase one class of merchandise as a consideration for being allowed to purchase another.

(e) The use of false or misleading statements or illustrations in advertisements, catalogs, etc., shall be considered unfair competition.

(f) Where the cost of executing contracts entered in the Silk Tennis String Industry prior to the presentation to Congress of the National Industrial Recovery Act are increased by the application of this Act to the industry, it is equitable and promotive of the purpose of the Act that appropriate adjustments of such contracts to reflect such increased costs be arrived at by arbitral proceedings or otherwise, and the National Association of Silk Tennis String Manufacturers, the

applicant for this Code, is constituted an Agency to assist in effecting such adjustments.

SEC. V. *Self-Government Agency*.—With the view of keeping the President informed as to the observance or nonobservance of the Code of Fair Competition, and as to whether the Silk Tennis String Industry is taking appropriate steps to effectuate the declared policy of the National Industrial Recovery Act, an Association known as the National Association of Silk String Manufacturers has been formed to cooperate with the Administrator as a planning and fair practice agency for the Silk Tennis String Industry.

The National Association of Silk String Manufacturers, 100 Boylston Street, Boston, Mass., is constituted the Agency to collect and receive such reports as:

Wages and Hours of Labor.—Returns to be made on the first of every month to the Secretary of the Association by every Manufacturer engaged in the Silk Tennis String Industry, showing actual hours worked by the various occupational groups of employees and minimum weekly rates of wages.

SEC. VI. *Mandatory Provisions, Section 10 (b)*.—The President may from time to time cancel or modify any order, approval, license, rule, or regulation issued under this title, and each agreement, code of fair competition, or license approved, prescribed, or issued under this title shall contain an express provision to that effect.

SEC. VII. *Provision for Modification*.—The National Association of Silk Tennis String Manufacturers may from time to time present to the Administrator recommendations based on conditions in the industry as they may develop from time to time which will tend to effectuate the operation of the provisions of this Code, and the policy of the National Recovery Act, and in particular along the lines:

(a) Recommendations as to the requirements by the Administrator of such further reports from persons engaged in the Silk Tennis String Industry of statistical information and keeping of uniform accounts as may be required to secure the proper observance of the Code, and promote the proper balancing of production and consumption and the stabilization of the industry and employment.

(b) Recommendations for changes in, or exceptions from, the provisions of this Code as to the working hours of machinery which will tend to preserve a balance of productive activity with consumption requirements so that the interests of the industry and the public may be properly served. Seasonal demand for silk racket strings and the resultant increase in productive activity may make such action necessary.

(c) Recommendations for the making of requirements by the Administrator as to practices by persons engaged in the Silk Tennis String Industry as to methods and conditions of trading, the naming and report of prices which may be appropriate to avoid discrimination, to promote the stabilization of the industry, to prevent and eliminate unfair and destructive competitive prices and practices.

(d) Recommendations for dealing with any inequalities that may otherwise arise to endanger the stability of the industry and of production and employment.

Such recommendations, when approved by the Administrator, shall have the same force and effect as any other provisions of this Code.

Such Agency is also set up to cooperate with the Administrator in making investigations as to the functioning and observance of any of the provisions of this Code, at its own instance or on complaint of any person affected, and to report same to the Administrator.

SEC. VIII. *Effective date.*—The terms “effective date” as used herein is defined to be the second Monday after the approval of this Code by the President.

SEC. IX. *Signature:*

NATIONAL ASSOCIATION OF SILK TEN-
NIS STRING MFRS. CODE COMMITTEE
By WALTER J. HAMBURGER, *Chairman*,
THOMAS J. KEAVY, *Secretary*.



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